

Muriel B. Kaplan, Esq. (SBN 124607)  
Michele R. Stafford, Esq. (SBN 172509)  
SALTZMAN & JOHNSON LAW CORPORATION  
120 Howard Street, Suite 520  
San Francisco, CA 94105  
Telephone: (415) 882-7900  
Facsimile: (415) 882-9287  
mkaplan@sjlawcorp.com  
mstafford@sjlawcorp.com

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

GIL CROSTHWAITE, RUSS BURNS, in their  
respective capacities as Trustees of the  
OPERATING ENGINEERS HEALTH AND  
WELFARE TRUST FUND FOR NORTHERN  
CALIFORNIA; PENSION TRUST FUND FOR  
OPERATING ENGINEERS; PENSIONED  
OPERATING ENGINEERS HEALTH AND  
WELFARE FUND; OPERATING  
ENGINEERS AND PARTICIPATING  
EMPLOYERS PRE-APPRENTICESHIP,  
APPRENTICE AND JOURNEYMEN  
AFFIRMATIVE ACTION TRAINING FUND;  
OPERATING ENGINEERS VACATION AND  
HOLIDAY PLAN; OPERATING ENGINEERS  
CONTRACT ADMINISTRATION TRUST  
FUND; OPERATING ENGINEERS MARKET  
PRESERVATION TRUST FUND;  
OPERATING ENGINEERS INDUSTRY  
STABILIZATION TRUST FUND; BUSINESS  
DEVELOPMENT TRUST FUND; AND  
HEAVY AND HIGHWAY COMMITTEE,

Plaintiffs,

v.

DALECON, INC., a California Corporation,  
and RONALD HENRY STICKNEY, an  
Individual,

Defendants.

Case No.: C 07-5192 WHA

**JOINT REQUEST FOR CONTINUANCE  
OF CASE MANAGEMENT  
CONFERENCE**

Date: January 17, 2008

Time: 11:00 a.m.

Location: 450 Golden Gate Ave.  
San Francisco, CA 94102

Courtroom: 9, 19<sup>th</sup> Floor

Judge: The Honorable William Alsup

1 Plaintiffs hereby request continuance of the Case Management Conference currently set for  
2 January 17, 2008, at 11:00 a.m. before the Honorable William Alsup.

3 1. Plaintiffs have provided defendants with a detailed accounting of all amounts due.  
4 Both parties have discussed the matter and are hopeful that it may be resolved.

5 2. Counsel for defendants has indicated a conflict with the currently scheduled  
6 conference. We agreed that I would file this request on both parties' behalf.

7 3. In an effort to avoid a dramatic increase in fees and costs, both parties request that  
8 the Case Management Conference and related deadlines be extended for approximately 60 days.

9 Dated: January 8, 2008

SALTZMAN & JOHNSON  
LAW CORPORATION

10 By: \_\_\_\_\_/s/\_\_\_\_\_  
11 Michele R. Stafford, Esq.  
12 Attorneys for Plaintiffs

13  
14  
15  
16 IT IS SO ORDERED:

17 The currently set case management conference and all related deadlines are continued  
18 for \_\_\_\_\_ days. The case management conference will be set for \_\_\_\_\_ at \_\_\_\_\_.  
19

20 Date: \_\_\_\_\_  
21 United States District Court Judge

**PROOF OF SERVICE**

I, the undersigned, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 120 Howard Street, Suite 520, San Francisco, California 94105.

On July 23, 2007, I served the following document(s):

**PLAINTIFFS' REQUEST FOR CONTINUANCE OF  
CASE MANGEMENT CONFERENCE**

on the interested parties in said action by placing a true and exact copy of each document in a sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San Francisco, California, addressed as follows:

**Robert Daniel Swanson, Esquire  
Boutin Dentino Gibson Di Giusto Hodell, Inc.  
555 Capitol Mall, Suite 1500  
Sacramento, CA 95814**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 8th day of January, 2008, at San Francisco, California.

\_\_\_\_\_/s/\_\_\_\_\_  
Andrea Gonzalez